\$ AFIFW PTO/SB/31 (08-03)

U.S. Patent and T Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of	Trademark Office; U.S. DEPARTMENT OF COMMERC f information unless it displays a valid OMB control number
NOTICE OF APPEAL FROM THE EXAMINER TO THE	Docket Number (Optional)
BOARD OF PATENT APPEALS AND INTERFERENCES	101324-0054
In re Application of	
ļ , , ,	arke, and Mohammad S. Farahat
Application Number	Filed
09/219,288-Conf. #1977	December 22, 1998
·	JS FOR MARKING AND IDENTIFYING
	1
Art Unit 1743	Examiner Lyle Alexander
Applicant hereby appeals to the Board of Patent Appeals and Interferences The fee for this Notice of Appeal is (37 CFR 1.17(b))	from the last decision of the examiner. \$ 330.00
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the	fee shown
above is reduced by half, and the resulting fee is:	\$ 165.00
Payment by credit card. Form PTO-2038 is attached.	
The Director has already been authorized to charge fees in this applica	ation to a Denosit Account
I have enclosed a duplicate copy of this sheet.	ition to a poposity tooding.
The Director is hereby authorized to charge any fees which may be required Deposit Account No. 141449 . I have enclosed a duplicate of	
A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22)) is enclosed
I am the	A. L. CA
applicant /inventor	Max 1/1/2-
assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)	Signature Thomas V. Engellenner Typed or printed name
attorney or agent of record.	.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Registration number	(617) 439-2948
x attorney or agent acting under 37 CFR 1.34(a).	Telephone number
Registration number if acting under 37 CFR 1.34(a). 28,711	May 19, 2004
NOTE: Signatures of all the inventors or assignees of record of the entire interest Submit multiple forms if more than one signature is required, see below*.	Date or their representative(s) are required.
*Total of forms are submitted.	
an envelope addressed to: MS AF, Commissioner of Patents 15 Box 1450, Alexan	ce with sufficient postage as First Class Mail, in adria, VA 22313-1450, on the date shown below.
Dated: May 19, 2004 Signature:	(Thomas J. Engellenner)

1328630.1

05/25/2004 EFLORES 00000025 09219288

01 FC:2401

PTO/SB/17 (10-03)
Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to subject to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to subject to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to subject to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to subject to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless to the paperwork Reduction Act of 1995, no persons are required to the paperwork Reduction Act of 1995, no persons are required to the paperwork Reduction Act of 1995, no per

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

Complete if Known Application Number 09/219,288-Conf. #1977 December 22, 1998 Filing Date William E. Asher First Named Inventor **Examiner Name** L. Alexander 1743 Art Unit 101324-0054 Attorney Docket No.

Deposit Account Name The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments Charge any additional fee(s) or any underpayment of fee(s) Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account. FEE CALCULATION 1. BASIC FILING FEE Large Entity Small Entity Fee Fee Fee Fee Fee Fee Fee Pee Pee Pee	ied)	FEE CALCULATION (continued)					THOD OF PAYMENT (check all that apply)	MET
Deposit Account: Deposit Account Number	Credit Money Other None 3 ADDITIONAL FEES							X Check
Deposit Account Number Deposit Account Number 141449								H
The Director is authorized to: (check all that apply) 1052 50 2052 25 Surcharge – late filling fee or cover sheet. 1053 130 1053 130 1053 130 1054 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130 130 1055 130			Entity	Small	e Entity	Large	sit Account:	
Deposit Account Name The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) The Director is authorized to: (c	ion.	-		Fee	Fee	Fee	141449	
Account Name The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments The Director is authorized to: (check all that apply) The The Director is authorized to: (check all that apply) The The Director is authorized to: (check all that apply) The The Director is authorized to: (check all that apply) The The Director is authorized to: (check all that apply) The The Director is autho	Fee Paid	ree Description	(\$)	Code	(\$)	Code		Number
The Director is authorized to: (check all that apply) Charge fee(s) indicated below X Credit any overpayments Charge fee(s) indicated below X Credit any overpayments B12 2,520 B1812 2,520 For filing a request for ex parte reexamination Requesting publication of SIR prior to Examiner action The Director is authorized to: (check all that apply) Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account. FEE CALCULATION 1. BASIC FILING FEE Large Entity Small Entity Fee Fee Fee Fee Fee Fee Fee Fee Fee Fe	oath	Surcharge – late filing fee or oath	65	2051	130	1051	Nutter McClennen & Fish LLP	
X Charge any additional fee(s) or any underpayment of fee(s) Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account. FEE CALCULATION 1. BASIC FILING FEE Large Entity Small Entity Fee	iling fee or cover		25	2052	50	1052	r is authorized to: (check all that apply)	_
Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account. TEE CALCULATION 1805 1,840* 1805 1,8		Non-English specification	130	1053	130	1053	fee(s) indicated below X Credit any overpayments	Charge
Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account.	reexamination	For filing a request for ex parte reexa	2,520	1812	2,520	1812	any additional fee(s) or any underpayment of fee(s)	X Charge
to the above-identified deposit account. 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action	t prior to		920°	1804	920*	1804	fac(s) indicated below except for the filling fac	Charge
Tebular Tebu	t after	Requesting publication of SIR afte	1,840*	1805	1,840*	1805	•	
Large Entity Small Entity Fee	month		55	2251	110	1251	FEE CALCULATION	
Fee	ond month	Extension for reply within second	210	2252	420	1252	FILING FEE	I. BASIC
Code (\$) Code Code	d month	Extension for reply within third mo	475	2253	950	1253	Small Entity	Large Entity
1002 340 2002 170 Design filing fee 1401 330 2401 165 Notice of Appeal 165.	th month	Extension for reply within fourth m	740	2254	1,480	1254		
1003 530 2003 265 Plant filing fee 1402 330 2402 165 Filing a brief in support of an appeal 1403 290 2403 145 Request for oral hearing 1405 160 2005 80 Provisional filing fee 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive – unavoidable 1403	month	Extension for reply within fifth mor	1,005	2255	2,010	1255	2001 385 Utility filing fee	1001 770
1004 770 2004 385 Reissue filing fee 1403 290 2403 145 Request for oral hearing 1005 160 2005 80 Provisional filing fee 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive – unavoidable 1452 110 1452 110 1453 1454 1454 1454 1454 1455	165.00	Notice of Appeal	165	2401	330	1401	2002 170 Design filing fee	1002 340
1005 160 2005 80 Provisional filing fee 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive – unavoidable	appeal	Filing a brief in support of an appe	165	2402	330	1402	2003 265 Plant filing fee	1003 530
SUBTOTAL (1) (\$) 0.00 1452 110 2452 55 Petition to revive – unavoidable		Request for oral hearing	145	2403	290	1403	2004 385 Reissue filing fee	1004 770
SUBTOTAL (1) (\$) 0.00	e proceeding	Petition to institute a public use pro	1,510	1451	1,510	1451	2005 80 Provisional filing fee	1005 160
1453 1,330 2453 665 Petition to revive - unintentional	le	Petition to revive – unavoidable	55	2452	110	1452	SUBTOTAL (1) (S) 0.00	
	al	Petition to revive - unintentional	665	2453	1,330	1453	(4) (5) 0.00	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1501 1,330 2501 665 Utility issue fee (or reissue)		Utility issue fee (or reissue)	665	2501	1,330	1501		. EXTRA
Extra Fee from Claims below Fee Paid 1502 480 2502 240 Design issue fee		Design issue fee	240	2502	480	1502		
Total Claims -** = x 1503 640 2503 320 Plant issue fee		Plant issue fee	320	2503	640	1503	-**= x =	otal Claims
Independent -** = x = 1460 130 1460 130 Petitions to the Commissioner	r	Petitions to the Commissioner	130	1460	130	1460	-**= x =	
Multiple Dependent = 1807 50 1807 50 Processing fee under 37 CFR 1.17(q)	: 1.17(q)	Processing fee under 37 CFR 1.17	50	1807	50	1807	endent =	
Large Entity Small Entity 1806 180 1806 180 Submission of Information Disclosure Stmt	sclosure Stmt	Submission of Information Disclos	180	1806	180	1806	Small Entity	arge Entity
Fee Fee Fee Fee Code (\$) Fee Description 8021 40 8021 40 Recording each patent assignment per property (times number of properties)			40	8021	40	8021	Fee Fee Fee Description	Fee Fee
1202 18 2202 9 Claims in excess of 20 1809 770 2809 385 Filing a submission after final rejection		Filing a submission after final reject	385	2809	770	1809	2202 9 Claims in excess of 20	1202 18
1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claim, if not paid 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))	to be	For each additional invention to be	385	2810	770	1810		
1204 86 2204 43 ** Reissue independent claims 1801 770 2801 385 Request for Continued Examination (RCE)	nation (RCE)		385	2801	770	1801	2204 43 ** Reissue independent claims	
over original patent 1802 900 1802 900 Request for expedited examination	` '	Request for expedited examination	900	1802	900	1802	,	
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent Other fee (specify)		of a design application		1	fee (spe	1		1205 18
SUBTOTAL (2) (\$) 0.00 *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 165.	(3) (\$) 165.00	Paid SUBTOTAL (3)	ina Fee	Basic Fil	uced by	*Redu	SUBTOTAL (2) (\$) 0.00	
**or number previously paid, if greater, For Reissues, see above	100:00							**or number

Name (Print/Type) Thomas J. Engellepher Registration No. (Attorney/Agent) 28,711 Telephone (617) 439-2948 Signature Date May 19, 2004	SUBMITTED BY	1		(Complete	(if applicable))	
Signature Date May 19, 2004	Name (Print/Type)	Thomas J. Engellepher	28,711	Telephone	(617) 439-2948	
	Signature	7		Date	May 19, 2004	

Fee Trapsmittal U.S. Postal Service with sufficient postage as First Class Mail, in 1450, Alexandria, VA 22313-1450, on the date shown below. I hereby certify that this correspondence is being depo an envelope addressed to: MS AF. Commissioner juic

Dated: May 19, 2004

Signature:

(Domas J. Engellenner)

1328629.1